

MEMORANDUM

Agenda Item No. 6(G)

(Second Reading 3-11-03)

**TO:** Hon. Chairperson and Members  
Board of County Commissioners


**DATE:** January 23, 2003

**FROM:** Robert A. Ginsburg  
County Attorney

**SUBJECT:** Ordinance creating and  
establishing the North Central  
Dade Municipal Advisory  
Committee

03-42

The accompanying ordinance was prepared and placed on the agenda at the request of  
Commissioner Dorrin D. Rolle.

  
Robert A. Ginsburg  
County Attorney

RAG/bw



## MEMORANDUM

**TO:** Honorable Chairperson and Members  
Board of County Commissioners

**DATE:** March 11, 2003

**SUBJECT:** Ordinance creating and  
establishing the North Central  
Dade Municipal Advisory  
Committee

**FROM:** Steve Shiver,  
County Manager

03-427

The accompanying ordinance prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle will not have an additional fiscal impact on Miami-Dade County. The municipal advisory committee has been meeting and staff will continue to provide the support it has been providing until the committee's work is done.



MEMORANDUM

TO: Honorable Chairperson and Members  
Board of County Commissioners

DATE: March 11, 2003

FROM:   
Robert A. Ginsburg  
County Attorney

SUBJECT: Agenda Item No. 6(G)

03 - 42

Please note any items checked.

- ☐ "4-Day Rule" (Applicable if raised)
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of private business sector impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ "Sunset" provision required
- ☐ Legislative findings necessary

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 6(G)  
3-11-03

ORDINANCE NO. 03-421

ORDINANCE CREATING AND ESTABLISHING THE NORTH  
CENTRAL DADE MUNICIPAL ADVISORY COMMITTEE,  
DIRECTING STAFF TO PREPARE A STUDY OF THE  
POSSIBLE CREATION OF A NEW MUNICIPALITY IN THE  
AREA OF NORTH CENTRAL DADE, PROVIDING  
SEVERABILITY, EXCLUSION FROM THE CODE, AND AN  
EFFECTIVE DATE

**WHEREAS**, pursuant to Miami-Dade Resolution No. R-1445-01 (Attachment A) a  
North Central Dade Municipal Advisory Committee was created; and

**WHEREAS**, it is anticipated that the Committee's advisory report will not be completed  
within one year from the date that the Committee was created pursuant to resolution; and

**WHEREAS**, pursuant to the Code of Miami-Dade County, Section 2-11.31.1,  
committees that will exist for a year or more shall be created by ordinance,

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY  
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** Creation of the North Central Dade Municipal Advisory Committee;  
composition:

There is hereby created a North Central Dade Municipal Advisory Committee consisting  
of a minimum of no less than seven (7) members and no more than eleven (11) members. The  
initial members as well as any vacancies on the North Central Dade Municipal Advisory  
Committee shall be those members appointed pursuant to memorandum to be issued by the  
County Commissioner for the District.

**Section 2.** Purposes.

- 1) To review the possible incorporation of the generally described area:  
  
North: Cities of Opa-locka and North Miami – 125 Street east to 27 Avenue; north to 135 Street; east to 17 Avenue; south to 119 Street; east to I-95. East: I-95 and City of Miami – I-95 south to 79 Street; west to 7 Avenue; south on 7 Avenue to 71 Street; west on 71 Street to 17 Avenue to 62 Street; then west on 62 Street to 32 Avenue; then south to 54 Street; then west to 37 Avenue. South: N.W. 54 Street. West: City of Hialeah – 37 Avenue north to City of Opa-Locka.
- 2) To render an advisory report that shall address the results of the study prepared by County staff as well as incorporation concerns of members of the Board of County Commissioners and the manner in which those concerns may be alleviated in the event North Central Dade is incorporated as a new municipality.

**Section 3.** Duties and Responsibilities.

- 1) The committee shall conduct no less than two duly advertised public hearings at which the residents of the area shall have the opportunity to express their views and concerns regarding the proposed incorporation of North Central Dade.
- 2) Prior to the first public hearing, the committee shall have reviewed the tape of the County Commission workshop on incorporation held on January 14, 1999, and shall be familiar with written materials concerning incorporation presented to the Board of County Commissioners at that time and at any subsequent meeting or workshop.
- 3) The committee's responsibilities shall terminate upon submission of its report to the Board of County Commissioners.

**Section 4.** If any section, subsection, sentence, clause of provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

**Section 5.** It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall be excluded from the Code of Miami-Dade County, Florida.

**Section 6.** This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed shall become effective only upon an override by this Board.

**Section 7.** This ordinance shall stand repealed upon presentation of the final report of the Municipal Advisory Committee to the Board of County Commissioners.

PASSED AND ADOPTED: MAR 11 2003

Approved by County Attorney as  
to form and legal sufficiency:

RA6  
CJ-B

Prepared by:

Cynthia Johnson-Stacks

Sponsored by Commissioner Dorrin D. Rolle

## MEMORANDUM

Amended  
Agenda Item No. 9(A)(3)

**TO:** Hon. Chairperson and Members  
Board of County Commissioners


**DATE:** December 18, 2001

**FROM:** Robert A. Ginsburg  
County Attorney

**SUBJECT:** Resolution creating and  
establishing the North Central  
Dade Municipal Advisory  
Committee

R#1445-01

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle.

  
Robert A. Ginsburg  
County Attorney

RAG/bw



# MEMORANDUM.

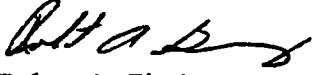
TO:

Hon. Chairperson and Members  
Board of County Commissioners

DATE: December 18, 2001  
Amended

SUBJECT: Agenda Item No. 9(A)(3)

FROM:

  
Robert A. Ginsburg  
County Attorney

03.42-

Please note any items checked.

- ☐ "4-Day Rule" (Applicable if raised)
- ☐ 6 weeks required between first reading and public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of private business sector impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires a detailed County Manager's report for public hearing
- ☐ "Sunset" provision required
- ☐ Legislative findings necessary



Approved \_\_\_\_\_ Mayor

Amended  
Agenda Item No. 9(A)(3)

Veto \_\_\_\_\_

12-18-01

Override \_\_\_\_\_

**RESOLUTION NO. 1445-01****RESOLUTION CREATING AND ESTABLISHING THE  
NORTH CENTRAL DADE MUNICIPAL ADVISORY  
COMMITTEE; DIRECTING COUNTY STAFF TO PREPARE A  
STUDY OF THE POSSIBLE CREATION OF A NEW  
MUNICIPALITY IN THE AREA OF NORTH CENTRAL DADE**

**WHEREAS**, a group of residents in the area of North Central Dade has expressed an interest in creating a new municipality; and

**WHEREAS**, such residents recognize the serious implications of creating a new municipality both for the residents of the proposed municipality and for the remaining residents of the unincorporated area and therefore desire to work with County Staff to address these implications; and

**WHEREAS**, this Board desires to determine whether to proceed with the incorporation process,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** The proposed incorporation of North Central Dade includes the following generally described area:

North:	<u>Cities of Opa-locka and North Miami</u> - 125 Street east to 27 Avenue; north to 135 Street; east to 17 Avenue; south to 119 Street; east to I-95
East:	<u>Interstate 95 and City of Miami</u> - I-95 south to 79 Street; west to 7 Avenue; south on 7 Avenue to 71 Street; west on 71 Street to 17 Avenue to 62 Street; then west on 62 Street to 32 Avenue; then south to 54 Street; then west to 37 Avenue
South:	<u>N.W. 54 Street</u>
West:	<u>City of Hialeah</u> - 37 Avenue north to City of Opa-locka

Attached hereto and incorporated herein by reference is a map depicting the above-described boundaries.

33-421

Section 2. The North Central Dade Municipal Advisory Committee is hereby created and establish. The following electors and residents of North Central Dade described in Section 1 of this resolution are hereby appointed as members of the committee:

Orien Adams  
Robert Baker  
Billy Hester  
Ivan McCaskill  
Charles Mosley  
Ernestine Perry  
Gail Williams

The members of the Committee shall select such other officers from the membership thereof as may be deemed necessary or desirable. The appointments herein shall become effective immediately upon each member filing with the Clerk of the County Commission his or her acceptance of such appointment and oath of office.

Section 3. The Committee shall conduct no less than two duly advertised public hearings at which citizens residing in the area shall have the opportunity to express their views and concerns regarding the proposed incorporation of North Central Dade.

Section 4. Prior to the first public hearing, the Committee shall meet with County staff and review concerns that have been raised by both members of the County Commission and the County staff, shall have reviewed the tape of the County Commission Workshop on Incorporation held on January 14, 1999, and shall be familiar with written materials concerning incorporation presented to the Board of County Commissioners at that time and at any subsequent meeting or workshop.

Section 5. Prior to the first public hearing, County staff from the Manager's Office, the Department of Planning and Zoning and the Office of Management and Budget shall prepare a report concerning the proposed incorporation according to the procedures and guidelines contained in Section 20-22(A) and (B) and Section 20-23(B) of the Code of Miami-Dade County and shall prepare a study to be reviewed by the Committee and presented at the public hearings.

Section 6. Prior to one year from the adoption of this resolution, the Committee shall prepare and submit an advisory report which shall address the results of the study prepared by County staff and the incorporation concerns of both members of the Board of County Commissioners and of the County Staff and the manner in which those concerns may be alleviated in the event North Central Dade is incorporated as a new municipality. The Committee's responsibilities shall terminate upon the submission of its report.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Dr. Miriam Alonso  
Dr. Barbara Carey-Shuler  
Gwen Margolis  
Jimmy L. Morales  
Dorrin D. Rolle  
Katy Sorenson

Bruno A. Barreiro  
Betty T. Ferguson  
Joe A. Martinez  
Dennis C. Moss  
Natacha Seijas  
Rebeca Sosa

Javier D. Souto

03.42

The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of December, 2001. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

CHK

Craig H. Coller

